

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

UPS GROUND FREIGHT, INC.
Employer

and

Case 01-RC-190144

TEAMSTERS LOCAL 671
Petitioner

ORDER

The Employer's Request for Review¹ of the Acting Regional Director's Decision and Direction of Election is denied as it raises no substantial issues warranting review.²

PHILIP A. MISCIMARRA, ACTING CHAIRMAN

MARK GASTON PEARCE, MEMBER

LAUREN McFERRAN, MEMBER

Dated, Washington, D.C., February 10, 2017

¹ As there are no longer special appeals to the Board in the representation case context (see 79 Fed. Reg. 74382), we shall treat the Petitioner's Special Appeal as a Request for Review. See Sec. 102.65(c) and 102.67(c) of the Board's Rules and Regulations.

² The Employer's request for expedited review and impoundment of the ballots is denied. This case involves the Board's Final Rule on representation case procedures, with which Acting Chairman Miscimarra disagrees for the reasons expressed in his dissenting views in the Final Rule. 79 Fed. Reg. 74308, at 74430-74460 (December 15, 2014) (dissenting views of Members Miscimarra and Johnson). In the instant case, however, Acting Chairman Miscimarra agrees with denying review of the Regional Director's decision to direct a mail ballot election and to deny the Employer's request for expedited review or to impound the ballots.